



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

DA C
#7

IN THE APPLICATION OF:

ROBERT JOHN BARSOTTI ET. AL.

CASE NO.: PT0026 US CIP

SERIAL NO.: 09/482724

GROUP ART UNIT: 1774

FILED: JANUARY 13, 2000

EXAMINER:

FOR: GAS BARRIER COATING SYSTEM FOR POLYMERIC FILMS AND RIGID CONTAINERS

RECEIVED
AUG 28 2003
TC 1700

I hereby certify that, on the date shown below, this paper was deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to:

Mail Stop Petition
Assistant Commissioner of Patents
Washington, D.C. 20231

20 Aug 03 Deanna M. McGregor
Date Deanna M. McGregor

REQUEST FOR WITHDRAWAL OF HOLDING OF ABANDONMENT OR IN THE ALTERNATIVE, PETITION TO REVIVE

Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Petition is submitted pursuant to 37 CFR 1.181(a). Applicants respectfully request that the above-identified application be revived and forwarded to the Examiner for examination.

On February 25, 2002, an Office Action with a restriction requirement was mailed by the U.S. PTO. Applicants mailed a "Response to Restriction Requirement" on March 13, 2002. A copy of our "Response to Restriction Requirement" is enclosed as Exhibit A. We received a return postcard bearing a date-stamp of March 20, 2002 confirming that the U.S. PTO received our "Response to Restriction Requirement" on that date. A copy of the return postcard is enclosed as Exhibit B.

Through a routine status check this summer, my legal assistant checked the record for Serial No. 09/482,724 in the U.S. PTO PAIR system and discovered that a Notice of Abandonment for failure to respond to Office Action was mailed on October 22, 2002.

RECEIVED

AUG 25 2003

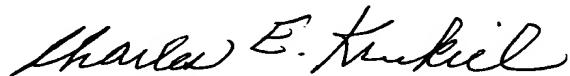
OFFICE OF PETITIONS

Applicants have no record of ever receiving this Notice of Abandonment. We have checked our files and cannot find a copy of the Notice. Nor was the Notice of Abandonment entered into our docket system, and our docketing department is the first to receive all correspondence from the U.S. PTO.

Because Applicants did not receive the Notice of Abandonment, we had no knowledge that the application had been abandoned until we conducted our routine status check. We are filing this petition to withdraw the holding of abandonment promptly upon learning of the abandonment.

The Notice of Abandonment was issued in error and should be withdrawn. It is clear from Exhibits A and B that the Applicants submitted a timely Response to the Restriction Requirement and that the U.S. PTO received this response. Because the Notice of Abandonment was erroneous, no fee is due for this petition. Nevertheless, if there is any fee required with this paper, including the fee necessary for a petition to revive because the application was unintentionally permitted to become abandoned, the Applicants respectfully request the Commissioner to charge the fee to Deposit Account No. 04-1928 (E.I. DuPont de Nemours and Company).

A prompt and favorable action is earnestly requested.



CHARLES E. KRUKIEL
ATTORNEY FOR APPLICANTS
Registration No.: 27,344
Telephone: (302) 992-3210
Facsimile: (302) 892-7343

Dated: August 20, 2003

Enclosure
Exhibits A and B